

DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled SYSTEM FOR, AND METHOD OF, ETCHING A SURFACE ON A WAFER the specification of which (check one)

X is attached hereto

 was filed on

As United States Application Number or PCT International Application No. , and was amended on (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 (a) - (d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application

on which priority is claimed:

| Prior Foreign Application(s) | | Priority Claimed | |
|------------------------------|---------|-------------------|---------|
| Number | Country | Day/Mo./Yr. Filed | Yes No |
| _____ | _____ | _____ | ___ ___ |
| _____ | _____ | _____ | ___ ___ |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, we acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

| | | |
|-------------------|-------------|--------|
| _____ | _____ | _____ |
| Appln. Serial No. | Filing Date | Status |

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

RICHARD A. BARDIN, Reg. No. 20,365, CRAIG B. BAILEY, Reg. No. 28,786, RICHARD B. CATES, Reg. No. 36,100, I. MORLEY DRUCKER, Reg. No. 19,751; PAUL Y. FENG, Reg. No. 35,510; JOHN K. FITZGERALD, Reg. No. 38,881; JAMES JUO, Reg. No. 36,177; GILBERT G. KOVELMAN, Reg. No. 19,552; THOMAS H. MAJCHER, Reg. No. 31,119; JOHN S. NAGY, Reg. No. 30,664, DAVID G. PARKHURST, Reg. No. 29,422, JAMES W. PAUL, Reg. No. 29,967, RONALD E. PEREZ, Reg. No. 36,891; ELLSWORTH R. ROSTON, Reg. No. 16,310; THOMAS A. RUNK, Reg. No. 30,679; DAVID S. SARISKY, Reg. No. 41,288; and HOWARD N. SOMMERS, Reg. No. 24,138.

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HOWARD HUGHES CENTER
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor: PAVEL N. LAPTEV

Inventor's signature: _____

Date: April 2, 2008

Residence: 1B North San Marcos Road, Santa Barbara, CA 93111

Citizenship: Russian

Post Office Address: Same as above

[1192806.1]

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PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

PAVEL N. LAPTEV

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of Conveyance:

☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____
Execution Date: April 2, 2001

2. Name and address of receiving party(ies):

Name: SPUTTERED FILMS, INC.

Internal Address: _____

Street Address: 320 Nopal StreetCity: Santa Barbara State: CaliforniaZip Code: 93103Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or registration numbers(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Ellsworth R. RostonInternal Address: Fulwider Patton Lee & Utecht, LLPStreet Address: HOWARD HUGHES CENTER, 6060 Center Drive, Tenth FloorCity: Los Angeles State: CA ZIP 900456. Total No. of applications and patents involved [One (1)]

7. Total fee (37 CFR 3.41): \$40.00

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Ellsworth R. Roston, Reg. No. 16,310
Name of Person SigningEllsworth R. Roston
SignatureApril 9, 2001
Date

Total number of pages comprising Assignment and cover sheet: _____

OMB No. 0651-0011 (exp. 4/94)

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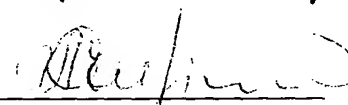
ASSIGNMENT

WHEREAS, I, PAVEL N. LAPTEV, of the County of Santa Barbara, State of California, respectively, have invented certain new and useful improvements in SYSTEM FOR, AND METHOD OF, ETCHING A SURFACE IN A WAFER for which I have today executed application papers for the United States Letters Patent thereon; and

WHEREAS, SPUTTERED FILMS, INC., a corporation of the State of California, hereinafter called Assignee and having its offices and place of business at 320 Nopal Street, Santa Barbara, California 93103, is desirous of acquiring the entire right, title and interest in and to the aforesaid invention and in and to any and all Letters Patent therefor granted in the United States of America, and in any and all countries foreign thereto;

NOW, THEREFORE, TO WHOM IT MAY CONCERN, be it known that, for and in consideration of the sum of One Dollar (\$1.00) to me in hand paid by the said Assignee, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, I, PAVEL N. LAPTEV, by these presents do sell, assign and transfer unto said Assignee, its successors, assigns and legal representatives the full and exclusive right, title and interest for the territory of the United States of America and all countries foreign thereto (including the right to apply for Letters Patent in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), in and to said invention as described in said application, and in all Letters Patent granted therefor, and all divisions, reissues and continuations thereof, and I hereby authorize and request the Commissioner of Patents to issue all Letters Patent on said inventions or resulting therefrom to said Assignee, as assignee of the entire right, title and interest, and I covenant that I have full right so to do and agree that I will communicate to said Assignee, or its successors, any and all facts known to me regarding said invention whenever requested and will testify in any legal proceeding, sign all lawful papers, execute all divisional, reissue and continuation applications, and generally do everything possible to aid said Assignee, its successors and assigns, to obtain and enforce proper patent protection for said invention in all countries.

Executed this 2 day of April, 2004.



PAVEL N. LAPTEV